

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

**ORDER GRANTING TRUSTEE'S THIRTIETH OMNIBUS MOTION
TO DISALLOW CLAIMS AND OVERRULE OBJECTIONS OF CLAIMANTS
WHO HAVE NO NET EQUITY**

Upon consideration of the motion (the “Motion”) (ECF No. 18552), by Irving H. Picard, trustee (“Trustee”) for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC (“BLMIS”) and the chapter 7 estate of Bernard L. Madoff (“Madoff”) (collectively, “Debtor”), in the above-captioned SIPA¹ liquidation proceeding seeking to have the Court disallow any and all claims and overrule objections filed by or on behalf of customers that withdrew more money from BLMIS than they deposited and are thus, in the parlance of this case, net winners, or by customers that withdrew an equal amount to what was deposited or, in the parlance of this case, net zeros (collectively, the “Claimants”); and the Claims to be disallowed and objections to be overruled are identified in Exhibit A to the Declaration of Vineet

¹ All capitalized terms not defined herein shall have the meaning ascribed in the Motion.

Sehgal in support of the Motion (the “Sehgal Declaration”) (ECF No. 18553); and upon the objection filed by Dr. Alan Melton (ECF No. 18652) (together with the objections identified in Exhibit A to the Sehgal Declaration, the “Objections”); the Trustee’s reply (the “Reply”) (ECF No. 18670), together with the Declaration of Vineet Sehgal in Support of the Trustee’s Reply (ECF No. 18671); and the Sur-Reply of Dr. Melton and Andrew in further opposition to the Motion (ECF No. 18680); and the Court having held a hearing to consider the Motion on April 24, 2019 (the “Hearing”); and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief requested therein and that the Objections should be overruled; and after due deliberation and sufficient cause appearing therefor; and for the reasons stated on the record at the Hearing [Tr. 16:24-19:22], it is hereby

ORDERED that the relief requested in the Motion is granted to the extent provided herein; and it is further

ORDERED that the Claims listed on Exhibit A hereto under the heading “Claims and Objections,” are disallowed and the Trustee’s Claims determinations are affirmed; and it is further

ORDERED that the Objections listed on Exhibit A hereto under the heading “Claims and Objections,” are overruled; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: April 30th, 2019
New York, New York

/s/ STUART M. BERNSTEIN
United States Bankruptcy Judge

IN RE: BLMIS. CASE NO: 08-01789 (SMB)

THIRTIETH OMNIBUS MOTION: EXHIBIT A – CLAIMS AND OBJECTIONS

Objection Party	Claim Number	Objection To Determination Docket Number	Counsel	Account Name	Account Number
Delia Gail Rosenberg	011095	2509	Milberg LLP	Delia Gail Rosenberg	1R0250
Diana Melton Trust, Dated 12/5/05	008648	874, 18652, 18680	Kachroo Legal Services	Diana Melton Trust DTD 12/5/05	1ZA699
Diane Sloves as Tstee Under Rev Tst Agreement Dtd 10/13/00 for the Benefit of D Sloves	009122	2409	Milberg LLP	Diane Sloves as TSTEE Under Rev Tst Agreement DTD 10/13/00	1S0274
Jerry Guberman Trust Dated 12/23/93	009416	711	Milberg LLP	Jerry Guberman as Trustee for Jerry Guberman	1ZA407
Michael Mathias and Stacey Mathias JT WROS	002619	2963	Milberg LLP	Michael Mathias & Stacey Mathias J/T WROS	1M0100
NTC & Co. FBO Leila F Sabin	006479	829	Milberg LLP / Seeger Weiss LLP	Millennium Trust Company, LLC FBO Leila F Sabin (111966)	1S0457
Trudy Schlachter	011044	915	Milberg LLP / Seeger Weiss LLP	Trudy Schlachter	1S0293